



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Jean L. Spencer *et al.*) Service as first class mail, postage
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Serial No. 09/898,396) Assistant Commissioner for Patents
) Washington, DC 20231 on this date:
Filed: July 3, 2001) April 2, 2003
)
For: Erasable Inks, Writing)
Instruments, and Methods)
)
Group Art Unit: 1755)
)
Examiner: Vericon F. Faison)

James P. Zeller, Reg. No. 28,491

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TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Berol Corporation (hereinafter "Assignee"), a Delaware corporation, 29 E. Stephenson Street, Freeport, Illinois 61032, is the assignee of the entire right, title, and interest in the above-identified patent application, as shown by the assignment recorded on September 14, 2001, at Reel 012165, Frame 0605, and is the assignee of the entire right, title, and interest in U.S. Patent Application Serial No. 09/857,561 filed June 6, 2001, as shown by the assignment recorded on June 6, 2001, at Reel 012345, Frame 0881.

Assignee hereby disclaims the terminal portion of the term of any patent granted on this application extending beyond the expiration date of any patent issuing from U.S. Patent Application Serial No. 09/857,561, and hereby agrees that any patent so granted on this application shall be enforceable only for and during such period that said patents are commonly owned, this agreement to run with any patent granted on this application and to be binding upon assignee and its successors or assigns.

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Assignee does not disclaim any terminal portion of the term of any patent granted on this application prior to the expiration date of the full statutory term of any patent issuing from U.S. Patent Application Serial No. 09/857,561, in the event that said patent(s) issuing from U.S. Patent Application Serial No. 09/857,561 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or in part or is terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The assignment recorded on September 14, 2001, at Reel 012165, Frame 0605 establishes the assignee's chain of title from the inventors.

The documents establishing the assignee's chain of title have been reviewed by the undersigned and the undersigned certifies that to the best of his/her knowledge and belief, title is in the assignee.

Enclosed is a check in the amount of \$110 to cover the terminal disclaimer fee.

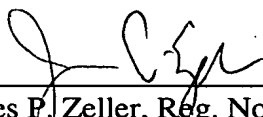
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Marshall, Gerstein & Borun

April 2, 2003

By:


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